

DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS 2 NAVY ANNEX WASHINGTON, D.C. 20370-5100

TRG

Docket No: 3462-00 4 December 2000



Dear Valley

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 28 November 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Marine Corps on 24 June 1996 at age 19. The record shows that you had some problems adjusting to military life. On 11 September 1998 the division psychiatrist stated, in part, as follows:

- ... was previously diagnosed with (a) Schizoid Personality Disorder after a psychiatric admission in May 98. Administrative separation was recommended at that time.
- ... the patient did well thereafter, however and wanted to remain in the USMC. The command supported this and subsequent follow-up appointments revealed some potential for continued service. Therefore, a trial of full duty was recommended.
- ... On 6 Sep 98, after fleeing the scent of an accident (out of fear), (he) threatened suicide. He was admitted to a civilian psychiatric facility for about 3 days as a result.

... While the member now appears stable, this most recent episode indicates the member is very unlikely to complete his enlistment without further serious problems. Therefore, it is recommended that the patient's trial on continued duty be ended and that he receive an administrative separation

Based on the diagnosed schizoid personality disorder you were processed for an administrative discharge. In connection with this processing, you elected to waive your procedural rights. However no action was taken until March 1999. At that time the discharge authority directed an honorable discharge. You were so discharged on 30 April 1999. The record shows that you were not recommended for reenlistment and were assigned an Re-4 reenlistment code.

Regulations allow for the assignment of an RE-4 reenlistment code when an individual is separated due to a diagnosed personality disorder. Your continuing difficulties after being given a trial of duty, along with your suicidal gesture, led the Board to conclude that the RE-4 reenlistment code was properly assigned and no change was warranted.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER Executive Director